

CIV-110

ATTORNEY OR PARTY WITHOUT ATTORNEY: NAME: Jace H. Kim, Esq. (SBN 282039); Carlos Andres Perez, Esq. (SBN 285645) FIRM NAME: The Dominguez Firm STREET ADDRESS: 3250 Wilshire Blvd. Ste. 2200 CITY: Los Angeles TELEPHONE NO.: (213) 388-7788 E-MAIL ADDRESS: jace.kim@dominguezfirm.com ATTORNEY FOR (Name): Plaintiff, JOSE HERAS LEON	STATE BAR NO: STATE: CA ZIP CODE: 90010 FAX NO.: (213) 201-8212	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Orange STREET ADDRESS: 700 W. Civic Center Dr. MAILING ADDRESS: 700 W. Civic Center Dr. CITY AND ZIP CODE: Santa Ana, California 92701 BRANCH NAME: Central Justice Center (Complex)		
Plaintiff/Petitioner: JOSE HERAS LEON Defendant/Respondent: FRESH GRILL, LLC		
REQUEST FOR DISMISSAL		CASE NUMBER: 30-2021-01186501-CU-OE-CXC
A conformed copy will not be returned by the clerk unless a method of return is provided with the document.		
This form may not be used for dismissal of a derivative action or a class action or of any party or cause of action in a class action. (Cal. Rules of Court, rules 3.760 and 3.770.)		

1. TO THE CLERK: Please **dismiss** this action as follows:
- a. (1) ☒ With prejudice (2) ☐ Without prejudice
- b. (1) ☐ Complaint (2) ☐ Petition
- (3) ☐ Cross-complaint filed by (name): on (date):
- (4) ☐ Cross-complaint filed by (name): on (date):
- (5) ☒ Entire action of all parties and all causes of action
- (6) ☐ Other (specify):*
2. (Complete in all cases except family law cases.)
The court ☐ did ☒ did not waive court fees and costs for a party in this case. (This information may be obtained from the clerk. If court fees and costs were waived, the declaration on the back of this form must be completed).

Date: 03/07/2023

Jace H. Kim, Esq.

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

*If dismissal requested is of specified parties only of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

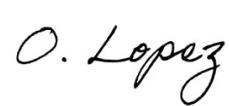

(SIGNATURE)
Attorney or party without attorney for:
☒ Plaintiff/Petitioner ☐ Defendant/Respondent
☐ Cross Complainant

3. TO THE CLERK: Consent to the above dismissal is hereby given.**

Date:

(TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

** If a cross-complaint – or Response (Family Law) seeking affirmative relief – is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581 (i) or (j).


(SIGNATURE)
Attorney or party without attorney for:
☐ Plaintiff/Petitioner ☐ Defendant/Respondent
☐ Cross Complainant

(To be completed by clerk)

4. ☒ Dismissal entered as requested on (date): 03/07/2023
5. ☐ Dismissal entered on (date): as to only (name):
6. ☐ Dismissal **not entered** as requested for the following reasons (specify):

7. a. ☐ Attorney or party without attorney notified on (date):
- b. ☐ Attorney or party without attorney not notified. Filing party failed to provide
03/07/2023 ☐ a copy to be conformed ☐ means to return conformed copy

Date: DAVID H. YAMASAKI, Clerk of the Court

Clerk, by O. Lopez, Deputy

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Plaintiff/Petitioner: JOSE HERAS LEON
 Defendant/Respondent: FRESH GRILL, LLC

CASE NUMBER:
 30-2021-01186501-CU-OE-CXC

COURT'S RECOVERY OF WAIVED COURT FEES AND COSTS

If a party whose court fees and costs were initially waived has recovered or will recover \$10,000 or more in value by way of settlement, compromise, arbitration award, mediation settlement, or other means, the court has a statutory lien on that recovery. The court may refuse to dismiss the case until the lien is satisfied. (Gov. Code, § 68637.)

Declaration Concerning Waived Court Fees

1. The court waived court fees and costs in this action for *(name)*:
2. The person named in item 1 is *(check one below)*:
 - a. ☐ not recovering anything of value by this action.
 - b. ☐ recovering less than \$10,000 in value by this action.
 - c. ☐ recovering \$10,000 or more in value by this action. *(If item 2c is checked, item 3 must be completed.)*
3. ☐ All court fees and court costs that were waived in this action have been paid to the court *(check one)*: Yes No

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: _____

(TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY MAKING DECLARATION)



 (SIGNATURE)

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am employed in the County of Los Angeles, State of California. I am over the age of 18
4 and not a party to the within action. My business address is 3250 Wilshire Boulevard, Suite
5 2200, Los Angeles, California 90010.

6 On March 7, 2023, I served the foregoing document described as **REQUEST FOR**
7 **DISMISSAL** on the interested parties in this action as follows:

8 ☒ By placing true copies enclosed via email addressed to each addressee as stated
9 above.

10 Spencer W. Waldron, Esq.
11 E-Mail: swaldron@fisherphillips.com
12 The-An Hoang-Nguyen, Esq.
13 E-Mail: thoang-nguyen@fisherphillips.com
14 FISHER & PHILLIPS LLP
15 2050 Main Street, Suite 1000
16 Irvine, California 92614

*Attorneys for Defendant FRESH GRILL,
LLC*

17 ☒ BY E-MAIL OR ELECTRONIC TRANSMISSION: Based on a court order or an
18 agreement of the parties to accept service by e-mail or electronic transmission, I caused
19 the documents to be sent to the person(s) at the e-mail addresses listed on the attached
20 service list. I did not receive, within a reasonable time after the transmission, any
21 electronic message or other indication that the transmission was unsuccessful.

22 Executed on March 7, 2023, at Los Angeles, California.

23 ☒ STATE I declare under penalty of perjury under the laws of the State of
24 California that the foregoing is true and correct.

25 ☐ FEDERAL I declare that I am employed in the office of a member of the bar of
26 this Court at whose direction the service was made.

27
28
Amanda M. Headworth

